

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office.....

MAR 18 1960

Returned to applicant for correction.....

Corrected application filed.....

MAR 18 1960

Map filed.....

The applicant..... Nevada Fish and Game Commission

of..... Reno....., County of..... Washoe.....,

State of..... Nevada....., hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... Kingston Creek, also known as.....
Name of stream, lake or other source.
..... Big Smokey Creek.....
2. The amount of water applied for is.....
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet..... 150 acre-feet.
3. The water to be used for..... fishing and recreational purposes (non-consumptive)
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated)
 - (b) Stockwater (state number and kinds of animals to be watered)
 - (c) Other use (describe fully under "No. 11. Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point:..... NE $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 8, T. 16 N., R. 43 E., M.D.B.&M., from which the S $\frac{1}{4}$ corner Sec. 8, T. 16 N., R. 43 E., bears S. 22° 33' W., 5297.7 feet.
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.
6. Place of use..... 16.5 acres to be inundated in the NE $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 8;
Describe by legal subdivision, if on unsurveyed land it should be so stated.
SE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5; and the SW $\frac{1}{4}$, Sec. 4; all in T. 16 N., R. 43 E., M.D.B.&M.
7. Use will begin about..... Jan. 1 and end about..... Dec. 31 of each year.
Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... earth filled dam with outlet works and bypass spillway.....
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works & \$21,800.00
10. Estimated time required to construct works six months
11. Remarks The water is to be impounded to provide fishing and recreation for the residents of the State of Nevada. It is proposed to fill the reservoir each year with winter water and to bypass the normal flows through the bypass spillway to the downstream water users. The intended use is to be non-consumptive after filling each year.

Compared..... HS/LB..... dc/jw..... Applicant Nevada Fish and Game Commission
Protested May 10, 1960 by Lawrence Schmidlein
Pro. June 6, '60 by Elvin F. Beard By S/ Frank M. Groves
OVERRULED 7-31-68 Ruling 1091

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to store 150 acre-feet per annum for fishing and recreation purposes is issued subject to all existing rights on the source. The Proof of Beneficial Use, when filed, must show the maximum amount of water stored and released during any one year.

The State retains the right to regulate the use of the water herein granted at any and all times.

A suitable measuring device must be installed above the point of diversion and a similar measuring device must be installed below the reservoir outlet, the locations to be approved by the State Engineer.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 150 acre feet per annum cubic feet per second.

Actual construction work shall begin on or before March 27, 1969

Proof of commencement of work shall be filed before April 27, 1969

Work must be prosecuted with reasonable diligence and be completed on or before March 27, 1970

Proof of completion of work shall be filed before April 27, 1970

Application of water to beneficial use shall be made on or before March 27, 1973

Proof of the application of water to beneficial use shall be filed on or before April 27, 1973

Map in support of proof of beneficial use shall be filed on or before

MAY 10 1972

Commencement of work filed

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Recorded Bk. Page

MAY 28 1976

WITHDRAWN BY APPLICANT

WITNESS MY HAND AND SEAL this 27th day

of September 1968


John D. Watberg
State Engineer